

PUBLIC NOTICE

PERMIT APPLICATION: NRS 06.142

APPLICANT: Michael Harkleroad
115 Oak Forest Drive
Bristol, Tenn. 37620
423-764-8743

LOCATION: Unnamed tributary to Beaver Creek, adjacent to King College Road, Bristol,
Sullivan County 36.5846 °N, -82.1491 °W

WATERSHED DESCRIPTION: The tributary to Beaver is located in the South Fork Holston watershed (HUC 06010102) and the stream is not currently assessed for its designated water quality uses (recreation, fish and aquatic life, livestock watering and wildlife, and irrigation). The receiving stream, Beaver Creek, is not supporting its fish and aquatic life and recreational designated uses. The project site is located adjacent to a road and the stream is fed by a spring and surrounded by a small area of herbaceous wetlands. The stream flows approximately 260 feet across the property to a culvert under King College Road. The stream has a variable width, a substrate of sediments and compacted soil, and a riparian area of a few willow trees and herbaceous vegetation.

Color photos of the existing stream can be viewed on the Internet at
<http://www.state.tn.us/environment/wpc/ppo/arap>.

PROJECT DESCRIPTION: The applicant proposes to construct a 0.06-acre pond that will impound approximately 60 linear feet of stream and affect less than 0.06 acres of stream-side wetland. The pond will be 40' x 60' and have a depth of approximately 6 feet. The purpose of the pond is for private recreation. The pond size was reduced, nearly in half, for a reduction of stream and wetland impacts.

In accordance with the Tennessee Antidegradation Statement (Rule 1200-4-3-.06), the division has determined that the proposed activity will not result in degradation to water quality.

USGS TOPOGRAPHIC QUADRANGLE: Bristol Quad 206 SW

PERMIT COORDINATOR: Juliana W. Kyzar

No decision has been made whether to issue or deny this permit. The purpose of this notice is to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within **thirty days of the date that this notice is posted**. Comments will become part of the record and will be considered in the final decision. The applicant's name and permit number should be referenced.

Interested persons may also request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department will hold a public hearing.

The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address for review and/or copying. The department's address is:

Tennessee Department of Environment & Conservation
Division of Water Pollution Control, Natural Resources Section
7th Floor L & C Annex
401 Church Street
Nashville, TN 37243

In deciding whether to issue or deny a permit, the department will consider all comments on record and the requirements of applicable federal and state laws.



Photo 1: Side view of proposed impoundment area, provided by applicant (3/06)



Photo 2: Looking upstream of proposed impoundment toward water source and wetland area (provided by JCEFO, 7/06).

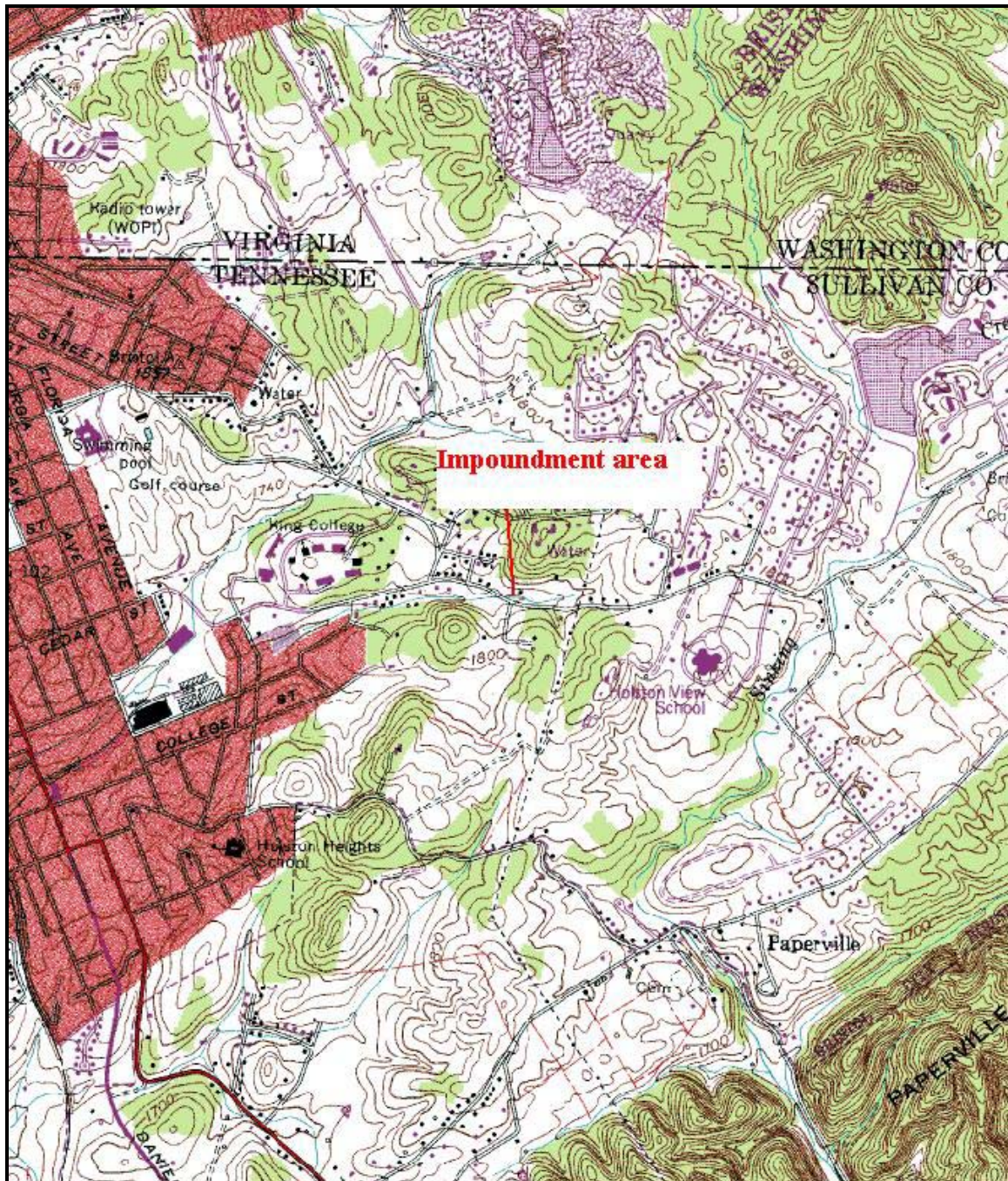


Figure 1: USGS 7.5-minute topographic map with project area indicated.



Figure 2: Aerial showing approximate location of pond (not to scale), pond size reduced since figure produced.

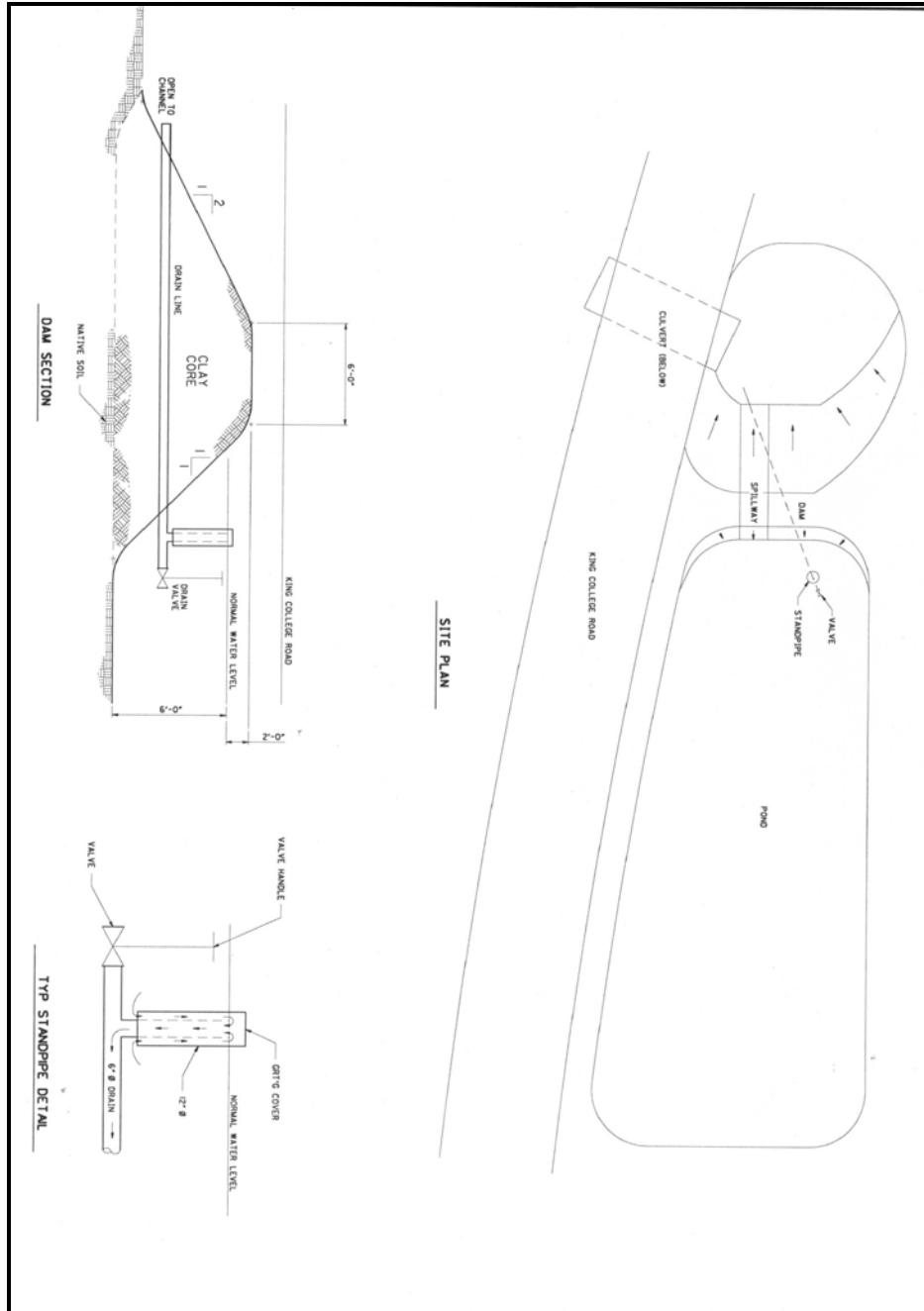


Figure 3: Proposed pond detail, pond size amended to 40 x 60', plans not to scale.